(3) (8)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

(CHHATTISGARH) SINGLE BENCH

WRIT PETITION (S) NO. 3380 OF 2006

PETITIONER : Padmalal Patanwar, Son of Late Shri Dataram Patanwar, aged about 49 years, Occupation-Service, Presently working as Patwari, Halka NO. 24, Deorikhurd, Tahsil Bilaspur, District Bilaspur (C.G.).

P.R. No. 3443/06
Presented by Gangotri Singh
Dated 10/7/06

VERSUS

RESPONDENTS :

1. State of Chhattisgarh, Through : The Secretary, Department of Revenue, D.K.S. Bhawan Raipur (C.G.).

2. The Deputy Secretary, Department of Revenue, D.K.S. Bhawan, Raipur (C.G.).

3. The Commissioner, (Land Records), Raipur (C.G.).

4. The Collector, District Bilaspur, (C.G.).

5. Sagiruddin, Patwari, Revenue Circle Beltara, Tahsil and District Bilaspur (C.G.).

OATH COMMISSIONER Bilaspur (C.G.) 07078

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(4) (6)

WRIT PETITION UNDER ARTICLE 226/227 OF THE

XI-HC-78

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WPRN...33.80/06 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

13-7-2006

Heard Shri Bhaskar Payashi, counsel for the petitioner.

Shri Satish Gupta, Deputy Govt. Advocate for the State/ respondents No.1 to 4, on advance copy.

By the instant petition, the petitioner is challenging the order dated 30.6.2006 Annexure-P/1 whereby under the orders of the Under Secretary, Government of Chhattisgarh, respondent No.5 namely Sagiruddin at Sr. No.26 has been transferred at the place of the petitioner and the petitioner has not been transferred anywhere.

Learned counsel for the petitioner submitted that, therefore, the petitioner may be allowed to make a representation to respondent No.2 and he be directed to decide the same to which learned counsel for respondents No.1 to 4 has no objection.

Having heard learned counsel for the parties, having regard to the facts and circumstances of the case, without expressing any opinion on the merit of the case, the prayer made by learned counsel for the petitioner is just, fair and reasonable, therefore, the petitioner is allowed to make a detailed representation along with copy of this petition to respondent No.2 within a period of 10 days from today and in turn, respondent No.2 is directed to decide representation of the petitioner within a period of 30 days from the date of receipt of representation, in an objective manner, after considering all the points raised by the petitioner, in accordance with law.

However, learned counsel for the petitioner submitted that presently the petitioner is working as Patwari in Halka No.24 of Revenue Circle Inspector, Bilaspur and in the petitioner's place respondent No.5 has been transferred whereas, there are no orders regarding posting of

P.T.O.

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

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मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	the petitioner, as such it is difficult for two persons to work against the one post. In view of the submission made by learned counsel for the petitioner, it is directed that effect and operation of the impugned order in respect of respondent No.5 namely Sagiruddin shall remain stayed, till the representation of the petitioner is decided. With the direction aforesaid, the petition stands disposed of. Consequently, M.(W.)P. No.2600/2006 also stands disposed of. Parties are entitled for certified copy of this order. Sd/- L.C. Bhadoo Judge	

Barve

P.T.O.